

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
SOUTH BEND DIVISION**

THOMAS R. GANUS on his own behalf and
on behalf of a class of those similarly situated,

Plaintiff,

v.

) Cause No. 3:18-cv-928

ROBERT E. CARTER, JR. Commissioner of the Indiana
Department of Correction,
RON NEAL, Warden,

MARK NEWKIRK, Executive Assistant,
MARION THATCHER, Unit Team Manager,
PAMELA WILLIAMS, Corrections Lieutenant
BESSIE LEONARD, Law Library Supervisor,
KIMBERLY CREASY, Law Library Supervisor, and
ERIN JONES, Law Library Supervisor,

Defendants.

) **COMPLAINT-CLASS ACTION**

) **DEMAND FOR JURY TRIAL**

PLAINTIFF'S PETITION TO PROCEED IN FORMA PAUPERIS

I, Thomas R. Ganus, (DOC #111462), declare that I am unable to prepay the full filing fees and costs of this proceeding, or to give security because of my poverty. I believe that I am entitled to redress and I petition the court for leave to proceed in forma pauperis under 28 USC § 1915 in my:

☒ 42 USC § 1983 Civil Rights Complaint ☐ 28 USC § 2254 Habeas Corpus Petition

☐ 42 USC § 1983 Civil Rights Appeal ☐ 28 USC § 2254 Habeas Corpus Appeal

1. Do you work? ☐ NO ☒ YES, and I earn approximately \$ 35.00 per month.

2. Do you receive idle pay? ☒ NO ☐ YES

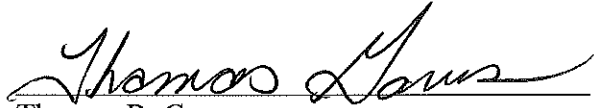
3. Have you ever filed a lawsuit in the United States District Court for the Southern District of
Indiana? ☒ NO ☐ YES

4. Have you ever filed a lawsuit in a federal court outside of Indiana?

☒ NO ☐ YES, in the _____ District of _____ in the year _____.

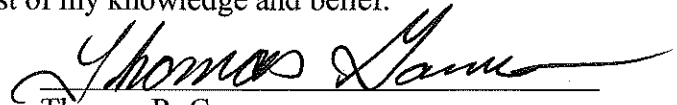
I declare under penalty of perjury that the foregoing is true and correct.

Signed this 14th day of November 2018.


Thomas R. Ganus
Plaintiff/Pro se

STATE OF INDIANA)
) SS: VERIFICATION
COUNTY OF LA PORTE)


I, Thomas R. Ganus, do hereby swear, under the penalties for perjury, that all of the foregoing statements are true and correct to the best of my knowledge and belief.


Thomas R. Ganus
Plaintiff/Pro se

STATE OF INDIANA)
) SS: NOTARIZATION
COUNTY OF LA PORTE)

Subscribed and sworn to before me, a Notary Public in and for said County and State on this the 14th day of November 2018.


My Commission Expires:


Notary – Signature:


Notary – Printed Name:


My Commission Expires:

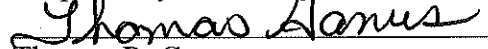



County of Residence:

CERTIFICATE OF ELECTRONIC FILING AND SERVICE

I, Thomas R. Ganus, do hereby certify that on this 14th day of November 2018, I submitted a true and correct copy of *Plaintiff's Petition to Proceed in forma pauperis* to the law library supervisor at the Indiana State Prison minimum security unit to electronically file with the Clerk of the Court of the United States District Court, Northern District of Indiana, South Bend Division, Robert A. Grant Federal Building & US Courthouse, 204 South Main Street, Room 102, South Bend, Indiana 46601.

Respectfully submitted,



Thomas R. Ganus

Plaintiff/Pro se

DOC #111462

Indiana State Prison/Outside

201 Woodlawn Avenue

Michigan City, IN 46360

OFFICIAL NOTARIZED CERTIFICATE OF PRISONER ACCOUNT

I certify that Thomas GAVUS, DOC# 111462, has \$ 99.77 in his prisoner trust account. I certify that during the last six months, (or _____ months if the prisoner has been confined less than six months) that the Prisoner's average monthly balance was \$ 171.76, and that the Prisoner's average monthly deposits were "\$ 145.06."

I certify that I have attached a true and correct copy of the prisoner's trust fund account statement for the past six (6) months of for the time of his confinement in the Indiana Department of Corrections.

Signed this 2 day of November, 2018.

Cynthia Lasco

Signature of Authorized Officer

Cynthia Lasco, Acct-5

Printed Name and Job Title

Business Administration Officer
Indiana State Prison-Minimum
201 Woodlawn Ave.
Michigan City, IN 46360
(219) 874-7256

STATE OF INDIANA)
) SS:
COUNTY OF LA PORTE)

Subscribed and sworn to before me, a Notary Public, on this 2nd day of

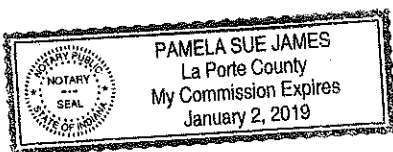
November, 2018.

Pam James

Notary Public

MY COMMISSION EXPIRES:

1 / 2 / 2019
(Month) (Day) (Year)



Pamela James

(Printed Name)

County of Residence: LaPorte

REPORT ID: TFDHRHPT-30 INDIANA DEPARTMENT OF CORRECTION DATE 11/02/2018
 LOC: ISP ALL TRANSACTION HISTORY REPORT TIME 13:04:50
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OFFENDER NO: 111462 NAME: GANUS, THOMAS

DATE POSTED	ID	DOCUMENT NUMBER	TRAN DT	TYP	CODE	AMOUNT	ADDITIONAL DESCRIPTION
10/29/2018	045	ISP 10/29	10/29/2018	D	COMM	\$57.35	SO-0000042358629 /
10/28/2018	004	ISP 10/28	10/28/2018	D	COMM	\$20.00	FF-0000042315372 /
10/25/2018	023	ISP 10/25	10/25/2018	D	PHON	\$5.00	ISP-00042173245P /
10/25/2018	022	ISP 10/25	10/25/2018	D	COMM	\$6.19	ISP-00042173245A /
10/25/2018	022	ISP 10/25	10/25/2018	D	COMM	\$0.98	ISP-00042173245B /
10/18/2018	010	PR-XP-DOL	10/18/2018	D	SAVD	\$4.69	RE-ENTRY ACCOUNT DEDU
10/18/2018	013	PR-XP-DOL	10/18/2018	D	CHLD	\$4.34	ADD"L STATE PAY DEDUC
10/18/2018	009	PR-XP-DOL	10/18/2018	C	SP09	\$35.62	
10/11/2018	015	ISP 10/11	10/11/2018	D	PHON	\$5.00	ISP-00041468231P /
10/11/2018	014	ISP 10/11	10/11/2018	D	COMM	\$2.82	ISP-00041468231A /
10/01/2018	027	ISP 10/01	10/01/2018	D	COMM	\$30.00	FF-0000040939640 /
09/27/2018	026	ISP 09/27	09/27/2018	D	PHON	\$5.00	ISP-00040745301P /
09/27/2018	025	ISP 09/27	09/27/2018	D	COMM	\$1.16	ISP-00040745301A /
09/27/2018	025	ISP 09/27	09/27/2018	D	COMM	\$0.98	ISP-00040745301B /
09/25/2018	018	LAW LIB	09/25/2018	D	ISRV	\$1.00	9/12/18
09/24/2018	046	ISP 09/24	09/24/2018	D	COMM	\$19.50	SO-0000040590965 /
09/24/2018	015	POSTAGE	09/24/2018	D	ISRV	\$1.84	
09/20/2018	027	ISP 09/20	09/20/2018	D	PHON	\$5.00	ISP-00040395281P /
09/19/2018	081	0040326001	09/19/2018	D	EL10	\$1.00	JPAY ACCOUNT PURCHASE
09/19/2018	052	POSTAGE	09/19/2018	D	ISRV	\$3.63	
09/18/2018	005	PR-XP-DOL	09/18/2018	D	SAVD	\$4.52	RE-ENTRY ACCOUNT DEDU
09/18/2018	009	PR-XP-DOL	09/18/2018	D	CHLD	\$4.34	ADD"L STATE PAY DEDUC
09/18/2018	004	PR-XP-DOL	09/18/2018	C	SP08	\$34.50	
09/13/2018	040	ISP 09/13	09/13/2018	D	PHON	\$5.00	ISP-00040042398P /
09/13/2018	039	ISP 09/13	09/13/2018	D	COMM	\$9.88	ISP-00040042398A /
09/13/2018	039	ISP 09/13	09/13/2018	D	COMM	\$6.74	ISP-00040042398B /
09/13/2018	038	0040005624	09/13/2018	D	EL10	\$1.00	JPAY ACCOUNT PURCHASE
09/13/2018	036	0090546213	09/13/2018	C	ELEC	\$50.00	BANICKI, ALMA
09/11/2018	014	LEGAL POST	09/11/2018	D	ISRV	\$5.52	9/7/18
09/06/2018	042	ISP 09/06	09/06/2018	D	PHON	\$10.00	ISP-00039717640P /
09/02/2018	004	ISP 09/02	09/02/2018	D	COMM	\$20.00	FF-0000039558661 /
08/30/2018	052	ISP 08/30	08/30/2018	D	PHON	\$10.00	ISP-00039440023P /
08/30/2018	051	ISP 08/30	08/30/2018	D	COMM	\$9.46	ISP-00039440023A /
08/30/2018	048	0089939901	08/30/2018	C	ELEC	\$50.00	BANICKI, ALMA
08/30/2018	013	ISO GARDEN	08/30/2018	D	ISRV	\$6.00	
08/16/2018	037	ISP 08/16	08/16/2018	D	COMM	\$2.32	ISP-00038874432A /
08/16/2018	037	ISP 08/16	08/16/2018	D	COMM	\$0.98	ISP-00038874432B /
08/16/2018	034	0089413901	08/16/2018	C	ELEC	\$50.00	BANICKI, ALMA
08/16/2018	008	PR-XP-DOL	08/16/2018	D	SAVD	\$4.07	RE-ENTRY ACCOUNT DEDU
08/16/2018	009	PR-XP-DOL	08/16/2018	D	CHLD	\$4.34	ADD"L STATE PAY DEDUC
08/16/2018	007	PR-XP-DOL	08/16/2018	C	SP07	\$31.50	
08/13/2018	019	LAW LIB	08/13/2018	D	ISRV	\$0.50	8/7/18

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OFFENDER NO: 111462 NAME: GANUS, THOMAS

DATE POSTED	ID	DOCUMENT NUMBER	TRAN DT	TYP	CODE	AMOUNT	ADDITIONAL DESCRIPTION
08/13/2018	019	LAW LIB	08/13/2018	D	ISRV	\$0.80	8/7/18
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08/13/2018	019	LAW LIB	08/13/2018	D	ISRV	\$1.00	8/7/18
08/12/2018	003	0038689805	08/12/2018	D	EL10	\$1.00	JPAY ACCOUNT PURCHASE
08/10/2018	022	LEGAL POST	08/10/2018	D	ISRV	\$2.20	8/9/18
08/09/2018	022	ISP 08/09	08/09/2018	D	PHON	\$10.00	ISP-00038590229P /
08/09/2018	018	0089110306	08/09/2018	C	ELEC	\$20.00	BANICKI,ALMA
08/07/2018	021	LAW LIB	08/07/2018	D	ISRV	\$1.00	7/18/18
08/07/2018	021	LAW LIB	08/07/2018	D	ISRV	\$0.50	8/1/18
08/07/2018	021	LAW LIB	08/07/2018	D	ISRV	\$0.30	7/30/18
08/07/2018	021	LAW LIB	08/07/2018	D	ISRV	\$1.00	7/16/18
08/07/2018	021	LAW LIB	08/07/2018	D	ISRV	\$0.50	7/16/18
08/06/2018	042	0038433436	08/06/2018	D	EL10	\$1.00	JPAY ACCOUNT PURCHASE
08/06/2018	019	LEGAL POST	08/06/2018	D	ISRV	\$0.68	8/1/18
08/06/2018	019	LEGAL POST	08/06/2018	D	ISRV	\$0.68	8/1/18
08/06/2018	019	LEGAL POST	08/06/2018	D	ISRV	\$2.30	8/2/18
08/06/2018	019	LEGAL POST	08/06/2018	D	ISRV	\$3.20	7/31/18
08/02/2018	011	ISP 08/02	08/02/2018	D	COMM	\$81.15	ISP-00038290809A /
08/02/2018	008	0088825641	08/02/2018	C	ELEC	\$50.00	BANICKI,ALMA
08/02/2018	003	ISO GARDEN	08/02/2018	D	ISRV	\$14.00	
07/30/2018	016	LAW LIB	07/30/2018	D	ISRV	\$1.00	7/27/18
07/29/2018	004	ISP 07/29	07/29/2018	D	COMM	\$30.00	FF-0000038141586 /
07/26/2018	026	ISP 07/26	07/26/2018	D	PHON	\$10.00	ISP-00038040011P /
07/26/2018	014	POSTAGE	07/26/2018	D	ISRV	\$1.18	
07/25/2018	026	ISO GARDEN	07/25/2018	D	ISRV	\$2.00	
07/23/2018	071	ISP 07/23	07/23/2018	D	COMM	\$26.50	SO-0000037925300 /
07/19/2018	031	ISP 07/19	07/19/2018	D	PHON	\$10.00	ISP-00037778669P /
07/19/2018	030	ISP 07/19	07/19/2018	D	COMM	\$80.28	ISP-00037778669A /
07/19/2018	030	ISP 07/19	07/19/2018	D	COMM	\$2.37	ISP-00037778669B /
07/19/2018	027	0088258781	07/19/2018	C	ELEC	\$50.00	BANICKI,ALMA
07/19/2018	009	LEGAL POST	07/19/2018	D	ISRV	\$5.52	7/17/18
07/18/2018	039	0088231819	07/18/2018	C	ELEC	\$20.00	ZALAS, KAREN
07/17/2018	063	0088202459	07/17/2018	C	ELEC	\$90.00	GANUS, GAYLE
07/17/2018	005	PR-XP-DOL	07/17/2018	D	SAVD	\$2.72	RE-ENTRY ACCOUNT DEDU
07/17/2018	006	PR-XP-DOL	07/17/2018	D	CHLD	\$4.34	ADD"L STATE PAY DEDUC
07/17/2018	004	PR-XP-DOL	07/17/2018	C	SP06	\$22.50	
07/13/2018	022	0037544092	07/13/2018	D	EL10	\$1.00	JPAY ACCOUNT PURCHASE
07/09/2018	039	0037378355	07/09/2018	D	EL10	\$1.00	JPAY ACCOUNT PURCHASE
07/07/2018	001	0087818673	07/07/2018	C	ELEC	\$20.00	BANICKI,ALMA
07/05/2018	043	ISP 07/05	07/05/2018	D	PHON	\$10.00	ISP-00037245183P /
07/05/2018	042	ISP 07/05	07/05/2018	D	COMM	\$16.00	ISP-00037245183A /
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OFFENDER NO: 111462 NAME: GANUS, THOMAS

DATE POSTED	ID	DOCUMENT NUMBER	TRAN DT	TYP	CODE	AMOUNT	ADDITIONAL DESCRIPTION
07/05/2018	039	0087734241	07/05/2018	C	ELEC	\$50.00	BANICKI, ALMA
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06/25/2018	042	ISP 06/25	06/25/2018	D	COMM	\$68.50	SO-0000036850914 /
06/24/2018	003	0036794123	06/24/2018	D	EL10	\$2.00	JPAY ACCOUNT PURCHASE
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06/22/2018	001	ISP 06/22	06/22/2018	D	COMM	\$0.98	ISP-00036717347B /
06/21/2018	028	0087180227	06/21/2018	C	ELEC	\$50.00	BANICKI, ALMA
06/19/2018	072	0036614363	06/19/2018	D	EL10	\$1.00	JPAY ACCOUNT PURCHASE
06/19/2018	005	PR-XD-CAR	06/19/2018	D	SAVD	\$2.89	RE-ENTRY ACCOUNT DEDU
06/19/2018	007	PR-XD-CAR	06/19/2018	D	CHLD	\$4.34	ADD"L STATE PAY DEDUC
06/19/2018	004	PR-XD-CAR	06/19/2018	C	SP05	\$23.62	
06/18/2018	015	PR-XP-DOL	06/18/2018	D	SAVD	\$1.35	RE-ENTRY ACCOUNT DEDU
06/18/2018	014	PR-XP-DOL	06/18/2018	C	SP04	\$9.00	BACKPAY
06/17/2018	004	ISP 06/17	06/17/2018	D	COMM	\$34.00	FF-0000036545313 /
06/14/2018	004	0036415834	06/14/2018	D	EL10	\$2.00	JPAY ACCOUNT PURCHASE
06/11/2018	030	LAW LIB	06/11/2018	D	ISRV	\$1.50	5/12/18
06/07/2018	033	ISP 06/07	06/07/2018	D	PHON	\$10.00	ISP-00036169144P /
06/07/2018	032	ISP 06/07	06/07/2018	D	COMM	\$8.50	ISP-00036169144A /
06/07/2018	032	ISP 06/07	06/07/2018	D	COMM	\$4.13	ISP-00036169144B /
06/07/2018	029	0086672878	06/07/2018	C	ELEC	\$50.00	BANICKI, ALMA
06/04/2018	084	0036026845	06/04/2018	D	EL10	\$1.00	JPAY ACCOUNT PURCHASE
05/24/2018	081	ISP 05/24	05/24/2018	D	COMM	\$99.75	ISP-00035679397A /
05/24/2018	081	ISP 05/24	05/24/2018	D	COMM	\$8.00	ISP-00035679397B /
05/24/2018	078	0086104906	05/24/2018	C	ELEC	\$50.00	BANICKI, ALMA
05/24/2018	020	POSTAGE	05/24/2018	D	ISRV	\$0.68	
05/23/2018	009	CK 56409	05/23/2018	D	EPUR	\$5.00	MOTHERS AGAINST METH
05/21/2018	005	ISP 05/21	05/21/2018	D	COMM	\$69.75	SO-0000035562605 /
05/20/2018	001	0085970265	05/20/2018	C	ELEC	\$40.00	BANICKI, ALMA
05/17/2018	076	ISP 05/17	05/17/2018	D	PHON	\$10.00	ISP-00035413144P /
05/16/2018	073	0035349634	05/16/2018	D	EL10	\$1.00	JPAY ACCOUNT PURCHASE
05/16/2018	013	PR-XP-DOL	05/16/2018	D	SAVD	\$2.89	RE-ENTRY ACCOUNT DEDU
05/16/2018	014	PR-XP-DOL	05/16/2018	D	CHLD	\$4.34	ADD"L STATE PAY DEDUC
05/16/2018	011	PR-XP-DOL	05/16/2018	C	SP04	\$23.62	
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05/11/2018	071	POSTAGE	05/11/2018	D	ISRV	\$0.47	
05/10/2018	023	ISP 05/10	05/10/2018	D	PHON	\$10.00	ISP-00035135368P /
05/10/2018	022	ISP 05/10	05/10/2018	D	COMM	\$2.34	ISP-00035135368B /
05/09/2018	026	0085568347	05/09/2018	C	ELEC	\$50.00	BANICKI, ALMA
05/08/2018	003	0035035751	05/08/2018	D	EL10	\$1.00	JPAY ACCOUNT PURCHASE
05/07/2018	005	ISP 05/07	05/07/2018	D	COMM	\$38.00	FF-0000035015592 /

NO PENDING DISBURSEMENT FOUND.

*** AVAILABLE BALANCE..... \$99.77
 *** AMOUNT ON HOLD..... \$0.00
 *** CURRENT BALANCE..... \$99.77
 *** PENDING BALANCE..... \$0.00

END OF REPORT TFDHRPT-30